

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF WYOMING

FILED  
U.S. DISTRICT COURT  
DISTRICT OF WYOMING

JUN 26 2008

IN THE MATTER OF ADOPTION OF )  
 ) ss  
AMENDED LOCAL RULES OF COURT )

Stephan Harris, Clerk  
Cheyenne

The matter of the adoption of amendments to the local rules for this Court having come on regularly to be heard, and a set of amended local rules having been considered, and the Court being fully advised in the premises; it is

HEREBY ORDERED that Local Civil Rules 5.1 Filing by Electronic Transmission and Service by Electronic Transmission; 16.1 Correct clerical error, 26.1 Parties may agree to produce any or all documents electronically, 83.7.2 Require an index be filed with the Administrative Record, 83.12.2(b) Requiring email address of attorney seeking pro hac vice admission and 83.12.3(a) Requiring email address of an attorney entering an appearance in a civil case, be amended in accordance with the copy attached hereto. It is

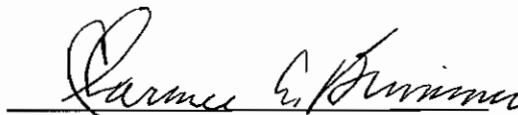
FURTHER ORDERED that the amended local rules as attached hereto, shall be adopted, and become effective on July 1, 2008. It is

FURTHER ORDERED that the Clerk of Court shall cause notice of the attached amendments to the local rules be published to the Bar and public.

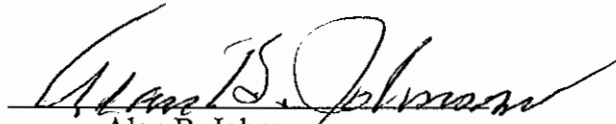
DATED this 26<sup>th</sup> day of June, 2008.



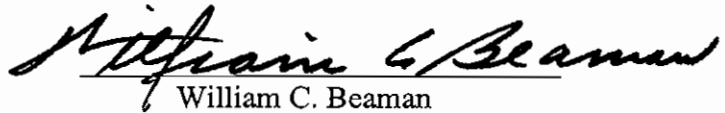
William F. Downes  
Chief Judge



Clarence A. Brimmer  
U S District Judge

A handwritten signature in black ink, appearing to read "Alan B. Johnson". The signature is fluid and cursive, with a long horizontal stroke at the end.

Alan B. Johnson  
U S District Judge

A handwritten signature in black ink, appearing to read "William C. Beaman". The signature is cursive and somewhat stylized, with a long horizontal stroke at the end.

William C. Beaman  
Chief, U S Magistrate Judge

United States District Court  
District of Wyoming

Changes to Civil Local Rules

**Rule 5.1 Filing with the Court**

Civil Local Rule 5.1 should be amended to reflect that electronic filing is permitted in the District of Wyoming.

**5.2 Filing by Electronic Transmission**

- (a) **Electronic Filing Authorized.** A party may file a document by electronic transmission in accordance with guidelines established by the Court (see CM/ECF Procedures Manual for Wyoming at <http://www.wyd.uscourts.gov>) Filing by facsimile is not permitted . Unless otherwise ordered by the court, an electronic document is considered filed on the date of the electronic transfer, including weekends and holidays. A filing day is defined as 12:00:00 a.m. to 11:59:59 p.m. The time and date of actual filing are reflected in the Court's digital file stamp.
- (b) **Documents of Record.** A document filed electronically and stored in the Court's server is the official document of record. Affidavits and other documents requiring an original verified signature may be filed electronically. By electronically filing an affidavit or other verified document, the filing party or attorney certifies that the original signed paper will be kept and will be produced on request or at the direction of the Court.

**5.3 Service by Electronic Transmission**

- (a) **By the Court.** The Court or Clerk may serve and give notice by electronic transmission, in lieu of service and notice by mail, to any person who has a written request, on file with the Clerk, to receive service and notice by electronic transmission. The request remains effective in all subsequent litigation in this District involving the person who filed the request; however, any person may withdraw authorization for electronic filing by sending written notice to the Clerk.
- (b) **Between Parties.** In addition to means of service specified in Fed. R. Civ. P. 5(b), parties may agree to service between themselves by electronic transmission, including transmission through the Court's server.

Electronic service under subdivisions (a) and (b) is equivalent to service by mail in accordance with Fed. R. Civ. P. 5(b)(2), 5(E), 5(b)(3) and 77(d).

### **Rule 16.1**

Correct (b)(8) to reflect correct cite to be Rule 26.1(g).

### **Rule 16.1      PRETRIAL CONFERENCES**

(b)

(8) Counsel shall discuss a schedule for taking expert depositions. (See Local Rule 26.1(g)).

### **Rule 26.1    Discovery**

Change Rule 26.1

(f) to (f)(1)

add:

(f)(2) Parties may agree to produce any or all documents electronically, rather than by other means.

### **Rule 83.7.2 Review of Action of Administrative Agencies, Board, Commission, and Officers (Including Social Security Appeals)**

To require that an index be filed with the administrative record.

Change Civil Local Rule 83.7.2(c)

(c) Filing of the record. In review proceedings, the agency shall file the record with the clerk within sixty days of proper service of the petition or notice unless a different time is provided by statute, or as otherwise ordered by the court. The record shall be bates stamped and contain an index including date and description of the document(s).

### **Rule 83.12.2(b) Pro Hac Vice Admission**

Civil Local Rule 83.12.2(b) should be amended requiring email address of attorney seeking pro hac vice admission.

- Name, firm name, address, telephone number, email address of attorney seeking pro hac vice admission.

### **Rule 83.12.3(a) Appearances and Withdrawals**

Civil Local Rule 83.12.3(a) should be amended requiring email address of attorney entering an appearance in a civil case.

- (a) Appearances, Civil Case. Each and every attorney making an appearance in a civil case shall cause the Clerk of Court's records to clearly reflect the firm name (if any), office address, email address of attorney entering an appearance, telephone and facsimile number (if any) of the attorney, and the party for whom appearance is made, by filing a separate written appearance identifying the specific party(s) represented.